

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-02397-JEB**

CAUSE OF ACTION INSTITUTE v. UNITED STATES
DEPARTMENT OF COMMERCE
Assigned to: Judge James E. Boasberg
Cause: 05:552 Freedom of Information Act

Date Filed: 10/18/2018
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

CAUSE OF ACTION INSTITUTE

represented by **Russel James Valvo , III**
CAUSE OF ACTION INSTITUTE
1875 Eye Street, NW
Suite 800
Washington, DC 20006
(202) 499-4232
Email: james.valvo@causeofaction.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lee A. Steven
CAUSE OF ACTION INSTITUTE
1875 Eye Street, NW
Suite 800
Washington, DC 20006
(202) 400-2723
Fax: (202) 330-5842
Email: lee.steven@causeofaction.org
ATTORNEY TO BE NOTICED

V.

Defendant

**UNITED STATES DEPARTMENT
OF COMMERCE**

represented by **Keri Lane Berman**
U.S. DEPARTMENT OF JUSTICE
Civil Division, Federal Programs Branch
1100 L Street, NW
Room 11312
Washington, DC 20005
(202) 353-4537
Email: keri.l.berman@usdoj.gov
TERMINATED: 04/15/2019
LEAD ATTORNEY

Robert Mark Norway
UNITED STATES DEPARTMENT OF
JUSTICE
1100 L Street, N.W.
Washington, DC 20005
(202) 353-0889
Fax: (202) 616-8470
Email: robert.m.norway@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/18/2018	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF COMMERCE (Filing fee \$ 400 receipt number 0090-5745429) filed by Cause of Action Institute.

		(Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Civil Cover Sheet, # <u>11</u> Summons, # <u>12</u> Summons, # <u>13</u> Summons)(Valvo, Russel) (Entered: 10/18/2018)
10/18/2018	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by Cause of Action Institute (Valvo, Russel) (Main Document 2 replaced on 10/23/2018) (jf). (Entered: 10/18/2018)
10/18/2018	<u>3</u>	NOTICE of Appearance by Lee A. Steven on behalf of Cause of Action Institute (Steven, Lee) (Entered: 10/18/2018)
10/18/2018		Case Assigned to Judge James E. Boasberg. (zmd) (Entered: 10/23/2018)
10/23/2018	<u>4</u>	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF COMMERCE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(jf) (Entered: 10/23/2018)
10/23/2018	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 10/23/2018. Answer due for ALL FEDERAL DEFENDANTS by 11/22/2018. (Valvo, Russel) (Entered: 10/23/2018)
10/23/2018	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 10/23/2018. (Valvo, Russel) (Entered: 10/23/2018)
10/23/2018	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF COMMERCE served on 10/23/2018 (Valvo, Russel) (Entered: 10/23/2018)
11/21/2018	<u>8</u>	ANSWER to Complaint by UNITED STATES DEPARTMENT OF COMMERCE. (Attachments: # <u>1</u> Exhibit Record of Fee Waiver)(Berman, Keri) (Entered: 11/21/2018)
11/26/2018		MINUTE ORDER: The parties shall meet, confer, and submit a joint proposed briefing schedule by December 10, 2018. So ORDERED by Judge James E. Boasberg on 11/26/2018. (lcjeb2) (Entered: 11/26/2018)
11/26/2018		Set/Reset Deadlines: Joint Proposed Briefing Schedule due by 12/10/2018. (znbn) (Entered: 11/26/2018)
12/10/2018	<u>9</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF COMMERCE. (Berman, Keri) (Entered: 12/10/2018)
12/10/2018		MINUTE ORDER: The Court ADOPTS the parties' <u>9</u> Joint Status Report and ORDERS that they shall submit a further joint status report by January 10, 2019. So ORDERED by Judge James E. Boasberg on 12/10/2018. (lcjeb2) (Entered: 12/10/2018)
12/10/2018		Set/Reset Deadlines: Joint Status Report due by 1/10/2019. (znbn) (Entered: 12/10/2018)
01/07/2019	<u>10</u>	Unopposed MOTION to Stay <i>Current Deadlines</i> by UNITED STATES DEPARTMENT OF COMMERCE (Berman, Keri) (Entered: 01/07/2019)
01/08/2019		MINUTE ORDER GRANTING Defendant's <u>10</u> Motion to Stay. So ORDERED by Judge James E. Boasberg on 1/8/2019. (lcjeb2) (Entered: 01/08/2019)
01/29/2019	<u>11</u>	NOTICE <i>Restoration of Appropriations</i> by UNITED STATES DEPARTMENT OF COMMERCE (Berman, Keri) (Entered: 01/29/2019)
01/29/2019		MINUTE ORDER ADOPTING <u>11</u> Notice of Restoration of Appropriations. The Court ORDERS that the parties shall submit a proposed Joint Status Report schedule by February 1, 2019. So ORDERED by Judge James E. Boasberg on 1/29/2019. (lcjeb1) (Entered: 01/29/2019)
01/29/2019		Set/Reset Deadlines: Joint Status Report due by 2/1/2019. (znbn) (Entered: 01/30/2019)

02/01/2019	<u>12</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF COMMERCE. (Berman, Keri) (Entered: 02/01/2019)
02/04/2019		MINUTE ORDER: The Court ADOPTS the parties' <u>12</u> Joint Status Report and ORDERS that they shall file a further Joint Status Report by February 21, 2019. So ORDERED by Judge James E. Boasberg on 2/4/2019. (lcjeb2) (Entered: 02/04/2019)
02/04/2019		Set/Reset Deadlines: Joint Status Report due by 2/21/2019. (znbn) (Entered: 02/04/2019)
02/21/2019	<u>13</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF COMMERCE. (Berman, Keri) (Entered: 02/21/2019)
02/21/2019		Set/Reset Deadlines: Joint Status Report due by 6/7/2019. (znbn) (Entered: 02/22/2019)
02/22/2019		MINUTE ORDER: The Court ADOPTS the parties' <u>13</u> Joint Status Report and ORDERS that they shall file a further Joint Status Report by June 7, 2019. So ORDERED by Judge James E. Boasberg on 2/22/2019. (lcjeb2) (Entered: 02/22/2019)
04/15/2019	<u>14</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Robert Mark Norway on behalf of UNITED STATES DEPARTMENT OF COMMERCE Substituting for attorney Keri L. Berman (Norway, Robert) (Entered: 04/15/2019)
05/31/2019	<u>15</u>	Unopposed MOTION for Extension of Time to <i>Complete Final Production</i> by UNITED STATES DEPARTMENT OF COMMERCE (Norway, Robert) (Entered: 05/31/2019)
05/31/2019		MINUTE ORDER GRANTING Defendant's <u>15</u> Motion for Extension of Time. The Court ORDERS that Defendant shall complete its final production by June 3, 2019. So ORDERED by Judge James E. Boasberg on 5/31/2019. (lcjeb2) (Entered: 05/31/2019)
05/31/2019		Set/Reset Deadlines: Defendant shall complete its final production by 6/3/2019. (znbn) (Entered: 05/31/2019)
06/07/2019	<u>16</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF COMMERCE. (Norway, Robert) (Entered: 06/07/2019)
06/07/2019	<u>17</u>	Unopposed MOTION for Extension of Time to <i>Extend the Final Production Deadline Nunc Pro Tunc</i> by UNITED STATES DEPARTMENT OF COMMERCE (Attachments: # <u>1</u> Bogomolny Declaration, # <u>2</u> Proposed Order)(Norway, Robert) (Entered: 06/07/2019)
06/07/2019		MINUTE ORDER: The Court ORDERS that: 1) Defendant's <u>17</u> Motion for Extension of Time is GRANTED; 2) Defendant shall make an interim production on June 13, 2019, and a final production on June 28, 2019; and 3) Per the parties' <u>16</u> Joint Status Report, they shall submit a further joint status report by July 9, 2019. So ORDERED by Judge James E. Boasberg on 6/7/2019. (lcjeb2) (Entered: 06/07/2019)
06/07/2019		Set/Reset Deadlines: Defendant shall make an interim production on 6/13/2019, and a final production on 6/28/2019. Status Report due by 7/9/2019. (znbn) (Entered: 06/10/2019)
07/09/2019	<u>18</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF COMMERCE. (Norway, Robert) (Entered: 07/09/2019)
07/09/2019		MINUTE ORDER: Per the parties' <u>18</u> Joint Status Report, the Court ORDERS that they shall file a further joint status report by July 30, 2019. So ORDERED by Judge James E. Boasberg on 7/9/2019. (lcjeb2) (Entered: 07/09/2019)